

DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. THOMAS AND ST. JOHN

CHRIS CARTY,)	
)	
Petitioner,)	
)	
v.)	Civil No. 2015-61
)	
GILBERT DAVID, in his capacity)	
as Prison Warden,)	
)	
Respondent.)	
)	

APPEARANCES:

Wilnick Dorval

St. Thomas, U.S.V.I.

Pro se petitioner,

Claude E. Walker, AG

Pamela R Tepper, AAG

Su-Layne U. Walker, AAG

V.I. Department of Justice

St. Thomas, U.S.V.I.

For the Gilbert David,

ORDER

GÓMEZ, J.

Before the Court is the Report and Recommendation of the Magistrate Judge recommending that the Court deny Gilbert David's motion to dismiss for lack of jurisdiction.

Upon de novo review of the record, the Court agrees with the Magistrate's Report and Recommendations.

The premises considered, it is hereby

ORDERED that the Report and Recommendation of the

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Magistrate Judge is **ADOPTED**; it is further

ORDERED that Gilbert David's motion to dismiss docketed at ECF Number 36 is **DENIED**; and it is further

ORDERED that Gilbert David provide an appropriate response to Chris Carty's petition no later than 3:00 P.M. on October 31, 2016.

s_____
CURTIS V. GÓMEZ
District Judge